

RECEIVED
COSCON/"K" Line/WHL/WHS SPACE CHARTER AND SAILING AGREEMENT
Second Edition

2015 JUL 17 PM 1:04

FMC No. 012228-001002

Original First Revised Page No. 5

OFFICE OF THE SECRETARY
FEDERAL MARITIME COMMISSION

The Parties are authorized to exchange information on any matter within the scope of this Agreement and to reach agreement on any and all related administrative and operational functions including, but not limited to, forecasting, terminal operations, stowage planning, insurance, liability, cargo claims, indemnities, the terms of their respective bills of lading, failure to perform and force majeure.

5.5. The Parties are authorized to enter into agreements about routine operational or administrative matters to implement this Agreement. Any further agreement which does not concern operational or administrative matters shall not go into effect unless authorized by an agreement filed and effective under the Shipping Act.

5.6. A Party may discuss and agree on operational matters of common interest with any party to the COSCON/KL/YMUK/HANJIN/Hanjin/ELJSA Worldwide Slot Allocation and Sailing Agreement (FMC No. 012300), the "K" Line/WHL/WHS/PIL Space Charter and Sailing Agreement (FMC No. 012327), the PIL/MELL Space Charter and Sailing Agreement (FMC No. 012343), or any other operating agreement in which any Party participates, if such party is using a slot provided by such Party under this Agreement.

5.7. Wan Hai Lines Ltd. is the entity contractually responsible for this Agreement.

ARTICLE 6: OFFICIALS OF THE AGREEMENT AND DELEGATIONS OF
AUTHORITY

The following shall have the authority to sign and file this Agreement with the Federal Maritime Commission and any modification and to delegate the same: (a) any authorized officer or official of a Party; and (b) legal counsel for a Party.

ARTICLE 7: MEMBERSHIP, WITHDRAWAL, READMISSION AND EXPULSION

Any Party may resign upon not less than sixty days' advance written notice to the other Parties.

ARTICLE 8: VOTING

Not applicable.

ARTICLE 9: DURATION AND TERMINATION OF THE AGREEMENT